



KAPUT-001US

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: KAPUT

Title: Identification Of Diet-Regulated Disease-Associated Genes

Serial No.: 10/700,305

Filing Date:

10/31/03

Examiner: Bradley L. Sisson

Group Art Unit:

1634

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

This paper is in response to the Restriction Requirement mailed 09/02/2004 with a response due with a one month extension on or before 11/04/2004.

The applicant hereby petitions for a **one month extension of time**, and encloses a cheque for \$55 made payable to the Commissioner for Patents.

Applicants believe that no further fee is due with this communication. However, if the USPTO determines that a fee is due, please contact the applicant immediately.

**ELECTION**

Applicants elect, with traverse, Group I, claims 1-4 and 16, in class 436 subclass 94 drawn to a method for identifying diet-regulated disease-associated polynucleotides.

Applicants traverse the restriction requirement and argue that inventions I – VIII are disclosed as being capable of use together, in fact that they cannot be used separately.